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NO. 1308 P. 1

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| Date: December 13, 2005 | Phone Number | Fax Number |
| To: Examiner Pwu | | (571) 273-8300 |
| From: Kevin J. Zilka | | |

Docket No.: NAI1P351/01.012.01

App. No: 09/900,002

Total Number of Pages Being Transmitted, Including Cover Sheet: 05

Message:

Please deliver to Examiner Pwu.

Thank you,

Kevin J. Zilka

☐ Original to follow Via Regular Mail ☒ Original will Not be Sent ☐ Original will follow Via Overnight Courier

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December 13, 2005

DEC 13 2005

Practitioner's Docket No. NAI1P351/01,012.01

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mark J. McArdle et al.

Application No.: 09/900,002

Group No.: 2143

Filed: July 5, 2001

Examiner: Pwu, J.

For: CONTROL OF INTERACTION BETWEEN CLIENT COMPUTER APPLICATIONS AND
NETWORK RESOURCES

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)

This notice of appeal reinstates the appeal originally instated by the Notice of Appeal filed on July 21, 2005, and the original appeal brief filed August 3, 2005.

1. STATUS OF APPLICANT

12/14/2005 TL0111 00000054 501351 099000002
01 FC:1401 500.00 DA

This application is on behalf of other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

— deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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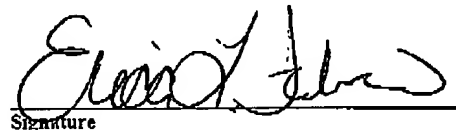
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Date:

12/13/2005

Signature



Erica L. Farlow

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Notice of Appeal from the Primary Examiner to Board--page 1 of 2

DEC 13 2005

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

Other than a small entity \$500.00

Notice of Appeal fee due \$500.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

| | |
|----------------------|---|
| Appeal brief fee | \$0.00 (previously paid on July 21, 2005) |
| Total Fee Due | \$0.00 |

5. FEE PAYMENT

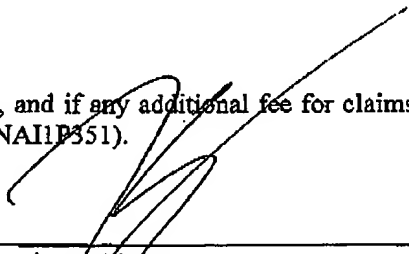
Applicant believes that only the above fees are due in connection with the filing of this paper because the notice of appeal fee was paid with a previous omission. However, the Commissioner is authorized to charge any additional fees that may be due (e.g. for any reason including, but not limited to fee changes, etc.) to deposit account 50-1351 (Order No. NAI1P351).

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAI1P351).

Reg. No.: 41,429
Tel. No.: 408-971-2573
Customer No.: 28875



Signature of Practitioner
Kevin J. Zilka
Zilka-Kotab, PC
P.O. Box 721120
San Jose, CA 95172-1120
USA

Notice of Appeal from the Primary Examiner to Board--page 2 of 2